Serial No.: 09/967,139 Examiner: Thai D Hoang

REMARKS/ARGUMENTS

Claims 1, 3-15, 17-23, 24-29 and 31-42 remain in this application. Claims 2, 16, 23, 30 and 37 have been canceled.

In the outstanding office action, claims 1-5, 7-12, 14-19, 21-26, 28-33, 35-40 and 42 were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-23 of US Patent No. 6,347,087. Pursuant to 37 CFR 1.321(c), Applicants have filed herewith a terminal disclaimer. Therefore, Applicants respectfully request that this rejection be withdrawn.

In the outstanding office action, claims 2, 16, 23, 30 and 37 were rejected under 35 USC 112, first paragraph, as failing to comply with the enablement requirement. Applicants have canceled these claims herein. Therefore, Applicants respectfully request that this rejection also be withdrawn.

The Examiner has acknowledged that claims 6, 13, 20, 27, 34 and 41 were directed to allowable subject matter. Applicants have filed herewith a terminal disclaimer pursuant to 37 CFR 1.321(c) and respectfully assert that these claims now depend either directly or indirectly from independent claims that are in condition for allowance.

It is believed that the foregoing amendment places the Application in condition for allowance; therefore, Applicants respectfully request withdrawal of the Examiner's rejections as

132312 CNT Page 10

Serial No.: 09/967,139 Examiner: Thai D Hoang

set forth in the Office Action, and full allowance of same. Should the Examiner have any further comments or suggestions, it is respectfully requested that the Examiner contact the undersigned to expeditiously resolve any outstanding issues.

Respectfully submitted,

ALCATEL

Dated: 8/31/05

Craig A. Hoersten Reg. No. 38,917

Alcatel

Intellectual Property Department 3400 W. Plano Parkway, M/S LEGL2

Plano, TX 75075 Phone: (972) 519-5143

Fax: (972) 477-9328